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Jeffrey P. Catenacci

Attorney for Defendants
Bank of America, N.A. and
Federal National Mortgage Association

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

MARILYNN ENGLISH,

Plaintiff,

v.

FEDERAL NATIONAL MORTGAGE
ASSOCIATION, FEDERAL HOME LOAN
MORTGAGE CORPORATION, BANK OF
AMERICA N.A.,

Defendants.

x

: Honorable Claire C. Cecchi, U.S.D.J.

: Civil Action No. 13 CV 2028 (CCC) (JAD)

:
: **BANK OF AMERICA, N.A. AND
FEDERAL NATIONAL MORTGAGE
ASSOCIATION'S NOTICE OF MOTION TO
DISMISS PLAINTIFF'S AMENDED
COMPLAINT**

: **Oral Argument Requested**

: **Return Date: May 6, 2013**

x

TO: Marilynn English, Pro Se
97 Pease Avenue
Verona, New Jersey 07044

PLEASE TAKE NOTICE that on May 6, 2013, at 9:00 a.m., or as soon thereafter as
counsel may be heard, the undersigned counsel for Defendants Bank of America, N.A.
("BANA") and Federal National Mortgage Association ("Defendants") shall move before the
Honorable Claire C. Cecchi, U.S.D.J., at the Martin Luther King, Jr. Federal Building and United

States Courthouse, 50 Walnut Street, Newark, New Jersey, for entry of an Order granting Defendants' Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) and dismissing Plaintiff's Amended Complaint with prejudice.

PLEASE TAKE FURTHER NOTICE that in support of said Motion, Defendants will rely upon the Memorandum of Law and Declaration of Jeffrey P. Catenacci, submitted herewith.

PLEASE TAKE FURTHER NOTICE that Defendants respectfully request oral argument.

WINSTON & STRAWN LLP
Attorneys for Defendants
Bank of America N.A. and Federal National
Mortgage Association

By: *s/ Jeffrey P. Catenacci*
Jeffrey P. Catenacci
jcatenacci@winston.com

Dated: April 8, 2013

OF COUNSEL:

Gonzalo E. Frias
WINSTON & STRAWN LLP
100 N. Tryon Street
Charlotte, NC 28202
(704) 350-7700
gfrias@winston.com

CERTIFICATE OF SERVICE

I hereby certify that on April 8, 2013, the foregoing Notice of Motion and supporting documents were served upon Plaintiff by Federal Express to:

Marilynn English
97 Pease Avenue
Verona, New Jersey 07044

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

s/ Jeffrey P. Catenacci
Jeffrey P. Catenacci

Dated: April 8, 2013